

District Judge Daybook Entry

United States District Court - Southern District of West Virginia at Huntington

Date: 10/17/2018

Case Number 3:15-cv-06424

Case Style: Knight vs. Boehringer Ingelheim Pharmaceuticals, Inc.

Type of hearing Civil Jury Trial

Before the honorable: 2514-Chambers

Court Reporter Kathy Swinhart

Courtroom Deputy Terry Justice

Attorney(s) for the Plaintiff or Government Andrew Childers, Neal Moskow, Emily Acosta, Hunter Linville

Attorney(s) for the Defendant(s) Phyllis Jones, John Lewis, Gretchen Callas, Jessica Perez, Nicholas Hailey

Law Clerk Blake Weiner

Probation Officer

Trial Time

Non-Trial Time

Court Time

10:08 am to 11:44 am

11:55 am to 1:33 pm

1:35 pm to 1:36 pm

2:22 pm to 2:23 pm

3:44 pm to 3:47 pm

5:20 pm to 5:25 pm

5:52 pm to 6:10 pm

6:47 pm to 6:48 pm

Total Court Time: 3 Hours 43 Minutes Court actively conducting trial proceedings/Contested proceedings

9:04 am to 9:12 am

9:50 am to 10:08 am

1:33 pm to 1:35 pm

1:36 pm to 1:45 pm

2:17 pm to 2:22 pm

2:23 pm to 2:27 pm

3:41 pm to 3:44 pm

5:25 pm to 5:30 pm

5:38 pm to 5:52 pm

6:48 pm to 6:51 pm

Total Court Time: 1 Hours 11 Minutes Other proceedings during trial

Courtroom Notes

Court Reporters: Kathy Swinhart & Lisa Cook

Trial scheduled to commence: 9:30 am

Trial commenced: 9:04 am

Matters out of jury presence.

Recess: 9:12 am

9:50 am Matters out of jury presence.

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10:08 am Jury in.
Court's instructions to jury.
Closing arguments.
11:44 am Jury out. Recess.

11:55 am Jury in.
Closing arguments.
Court's final instructions to jury.
1:33 pm Jury out to deliberate.
Matters out of jury presence.
1:35 pm Jury in.
Court's instructions to jury and excused for lunch.
1:36 pm Jury out.
Matters out of jury presence.
1:45 pm Recess.

2:17 pm Matters out of jury presence.
2:22 pm Jury in.
Court's instruction to jury.
2:23 pm Jury out to deliberate.
Matters out of jury presence.
2:27 pm Recess.

3:41 pm Matters out of jury presence.
Court read jury note into the record.
Discussion.
3:44 pm Jury in.
Court's explanation to jury.
3:47 pm Jury out to deliberate.

5:20 pm Jury in with verdict.
Verdict read and ordered filed.
Jury polled.
5:25 pm Jury out.
Matters out of jury presence.
5:30 pm Recess.

5:38 pm Matters out of jury presence.
5:52 pm Jury in.
Court's instructions to jury.
Plaintiffs' 11th witness, video of Andreas Barner played for jury.
Court's instruction to jury.
Argument by the parties.
6:10 pm Jury out to deliberate.

6:47 pm Jury in with verdict on the last question.
Verdict read and ordered filed.
6:48 pm Jury excused.
Matter out of jury presence.
Judgment ordered entered.
Post trial motions due within 28 days.
6:51 pm Adjourn.